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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/516,633	01/19/2005	David Grenville Holmes	PC/4-32514A	4568
1095 7590 04/05/2010				
NOVARTIS				
CORPORATE INTELLECTUAL PROPERTY				
ONE HEALTH PLAZA 104/3				
EAST HANOVER, NJ 07936-1080				
EXAMINER				
ROYDS, LESLIE A				
ART UNIT		PAPER NUMBER		
1614				
MAIL DATE		DELIVERY MODE		
04/05/2010		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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10/516,633	1/19/2005	HOLMES ET AL.	PC/4-32514A

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EAST HANOVER, NJ 07936-1080

## EXAMINER

Leslie A. Royds

ART UNIT	PAPER
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1614 20100331

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

Commissioner for Patents

## NOTICE OF NON-RESPONSIVE AMENDMENT

The reply filed January 28, 2010 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant has failed to address each ground of rejection in the Office Action in accordance with the requirements of 37 C.F.R. 1.111. See, specifically, the rejections under obviousness-type double patenting over the U.S. Patent Applications set forth at p.8-18 of the Office Action dated August 31, 2009. Applicant has failed to indicate a willingness to file a Terminal Disclaimer if necessary and/or file a Terminal Disclaimer and/or provide remarks directed to the propriety of the rejection. Requests for abeyance may only be made regarding objections and requirements as to form pursuant to the provisions of 37 C.F.R. 1.111 and are not proper responses to rejections. See 37 C.F.R. 1.111.

Since the above-mentioned reply appears to be bona fide, Applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. Extensions of this time period may be granted under 37 C.F.R. 1.136(a).

Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Leslie A. Royds, whose telephone number is (571)-272-6096. The Examiner can normally be reached Monday through Friday, 9:00 AM to 5:30 PM. If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, Ardin H. Marschel, can be reached on (571)-272-0718. The fax phone number for the organization where this application or proceeding is assigned is (571)-273-8300.

/Leslie A. Royds/  
Primary Examiner, Art Unit 1614